

COUNCIL OF THE COUNTY OF MAUI
POLICY AND INTERGOVERNMENTAL
AFFAIRS COMMITTEE

February 6, 2015

Committee
Report No. _____

Honorable Chair and Members
of the County Council
County of Maui
Wailuku, Maui, Hawaii

Chair and Members:

Your Policy and Intergovernmental Affairs Committee, having met on January 22, 2015, makes reference to County Communication 15-28, from the Mayor, notifying the Council of his appointment of David Taylor as the Director of Water Supply, and transmitting a proposed resolution entitled "APPROVING THE APPOINTMENT OF DAVID TAYLOR AS THE DIRECTOR OF THE DEPARTMENT OF WATER SUPPLY". The purpose of the proposed resolution is to approve the Mayor's appointment of David Taylor as the Director of Water Supply, pursuant to Section 8-11.5 of the Revised Charter of the County of Maui (1983), as amended ("Charter"), which provides the Director of Water Supply shall be appointed by the Mayor with the approval of the Council.

At your Committee Chair's request, the Department of the Corporation Counsel transmitted a proposed resolution entitled "DISAPPROVING THE APPOINTMENT OF DAVID TAYLOR AS THE DIRECTOR OF WATER SUPPLY". The purpose of the proposed resolution is to provide for the disapproval of the appointment.

Your Committee notes the Charter requires either the Director or Deputy Director of Water Supply to be a licensed engineer. Mr. Taylor is a licensed civil engineer in the State.

Your Committee notes Mr. Taylor has been serving as the Director of Water Supply since 2011.

Your Committee noted Mr. Taylor has demonstrated knowledge of the significant issues facing the County in providing adequate potable water supply. Mr. Taylor has stated on numerous occasions the

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challenge facing the County is in enacting an equitable water rate structure for all water consumers. He stated water-rate revenues are used to develop new County water source and storage.

Your Committee acknowledged Mr. Taylor's straightforward and fact-based approach to addressing the County's water needs.

Your Committee voted 8-0 to recommend adoption of the proposed resolution entitled "APPROVING THE APPOINTMENT OF DAVID TAYLOR AS THE DIRECTOR OF THE DEPARTMENT OF WATER SUPPLY"; filing of the correspondence dated January 16, 2015, transmitting a proposed resolution disapproving the appointment; and filing of the communication. Committee Chair Victorino, Vice-Chair Couch, and members Baisa, Carroll, Cochran, Crivello, Hokama, and White voted "aye". Committee member Guzman was excused.

Your Policy and Intergovernmental Affairs Committee RECOMMENDS the following:

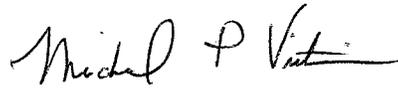
1. That Resolution _____, attached hereto, entitled "APPROVING THE APPOINTMENT OF DAVID TAYLOR AS THE DIRECTOR OF THE DEPARTMENT OF WATER SUPPLY", be ADOPTED;
2. That the correspondence dated January 16, 2015, from the Department of the Corporation Counsel, attached hereto, be FILED; and
3. That County Communication 15-28 be FILED.

COUNCIL OF THE COUNTY OF MAUI
**POLICY AND INTERGOVERNMENTAL
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Report No.** _____

This report is submitted in accordance with Rule 8 of the Rules of the Council.



MICHAEL P. VICTORINO, Chair

pia:cr:15016aa:kcw

Resolution

No. _____

APPROVING THE APPOINTMENT OF DAVID TAYLOR
AS THE DIRECTOR OF THE DEPARTMENT OF
WATER SUPPLY

WHEREAS, by letter dated January 2, 2015, Mayor Alan Arakawa notified the Council that he appointed David Taylor as the Director of the Department of Water Supply, pursuant to Section 8-11.5 of the Revised Charter of the County of Maui (1983), as amended ("Charter"); and

WHEREAS, Charter Section 8-11.5 states that "[t]he director of the department of water supply shall be appointed by the mayor with the approval of the council"; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That is hereby approves the appointment of David Taylor as the Director of the Department of Water Supply; and
2. That certified copies of this resolution be transmitted to the Mayor, the Managing Director, and the Corporation Counsel.

APPROVED AS TO FORM AND LEGALITY



EDWARD S. KUSHI, JR.
Department of the Corporation Counsel
County of Maui

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REQUEST FOR LEGAL SERVICES

Date: January 16, 2015
From: Michael P. Victorino, Chair
Policy and Intergovernmental Affairs Committee

RECEIVED
CORPORATION COUNSEL
2015 JAN 16 AM 10:08

TRANSMITTAL

Memo to: DEPARTMENT OF THE CORPORATION COUNSEL
Attention: Edward S. Kushi, Jr., Esq.

Subject: Confirmation of Director of Water Supply (PIA-16)

Background Data: An approving resolution has been transmitted to the Council relating to the above. A disapproving resolution should also be transmitted for posting on the Committee agenda.

Work Requested: FOR APPROVAL AS TO FORM AND LEGALITY
 OTHER: Please provide a disapproving resolution.

RECEIVED
OFFICE OF THE
COUNTY COUNCIL
2015 JAN 16 AM 10:23

Requestor's signature  Michael P. Victorino	Contact Person <u>Kimberley Willenbrink</u> (Telephone Extensions: <u>7761</u>)
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ROUTINE (WITHIN 15 WORKING DAYS) RUSH (WITHIN 5 WORKING DAYS)
 PRIORITY (WITHIN 10 WORKING DAYS) URGENT (WITHIN 3 WORKING DAYS)

SPECIFY DUE DATE (IF IMPOSED BY SPECIFIC CIRCUMSTANCES): Friday, January 16, 2015
REASON: For posting on Friday, January 16, for the Policy and Intergovernmental Affairs Committee meeting on January 22, 2015.

FOR CORPORATION COUNSEL'S RESPONSE

ASSIGNED TO:	ASSIGNMENT NO.	BY:
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TO REQUESTOR: APPROVED DISAPPROVED OTHER (SEE COMMENTS BELOW)
 RETURNING--PLEASE EXPAND AND PROVIDE DETAILS REGARDING ITEMS AS NOTED

COMMENTS (NOTE - THIS SECTION NOT TO BE USED FOR LEGAL ADVICE):
SEE ATTACHED

DEPARTMENT OF THE CORPORATION COUNSEL

Date 1.16.15

By Edward S. Kushi, Jr.
(Rev. 7/03)

Resolution

No. _____

DISAPPROVING THE APPOINTMENT OF DAVID TAYLOR AS THE DIRECTOR OF WATER SUPPLY

WHEREAS, by correspondence dated January 2, 2015, Mayor Alan Arakawa notified the Council of the appointment of David Taylor as the Director of Water Supply, pursuant to Section 8-11.5 of the Revised Charter of the County of Maui (1983), as amended ("Charter"); and

WHEREAS, Charter Section 8-11.5 provides that the director of water supply shall be appointed by the mayor with the approval of the council; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby disapproves the appointment of David Taylor as the Director of Water Supply; and
2. That certified copies of this resolution be transmitted to the Mayor.

APPROVED AS TO FORM AND LEGALITY



EDWARD S. KUSHI, JR.
Department of the Corporation Counsel
County of Maui

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